GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department – MVOP No.09/2012 filed by Smt. Bongu Mohini Rajeswari W/o Late Bongu Shankar Reddy, Vizianagaram District, at MACT XII, Additional District Judge, Visakhapatnam - Administrative sanction for an amount of Rs.23,04,104/- – Accorded – Orders – Issued.

HOME (SERVICES.IV) DEPARTMENT

G.O.RT.No. 171 Dated: 19-02-2020.

Read the following:-

1. Judgement in MVOP No.9/2012, dated 22-06-2015.
2. From the Director General of Police, A.P. Lr.Rc.No.94/F6/2019, dt.2-8-2019.

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ORDER:-

The Director General of Police, A.P., Mangalgiri, has informed that, the Superintendent of Police, Vizianagaram District in his letters dt.24/01/2019 and 13/07/2019, has stated that Smt. Bongu Mohini Rajeswari W/o Late Bongu Shankar Reddy filed MVOP case No. 09/2012 at Hon'ble XII Additional District & Sessions Judge-cum-MACT, Visakhapatnam for claiming of compensation an amounts of Rs.12,00,000/- with subsequent interest and costs for the death of her husband sustained by the Police Vehicle bearing No. AP 9 P 9624 on 09.11.2010. The Hon'ble XII Addl. District & Sessions Judge-cum-MACT, Visakhapatnam in its order dated 22-06-2015 awarded a compensation an amounts of Rs. 14,38,815/- with proportionate costs and interest @ 7.5% p.a from the date of the petition i.e. 19.09.2011 to till the date in above MVOP case.

2. Further he has stated that, the Government Pleader, Principal District Court, in his letter dated 07.09.2015 has opined that "it is a fit case to file appeal. So it is hereby suggested to refer appeal against the said MVOP No. 09/2012 to High Court of A.P. as early as possible or else there would be great damage to the Government". But no appeal was made by them Within the time due to the subject dealing assistant B. Venugopala Rao, Sr. Asst., failed pursue with the Govt. Pleader with regards to the grant of stay or dismissal orders if any by the Hon'ble High Court of A.P., and kept pending this issue for more than 3 years without any progress. Again the Govt. Pleader, Principal District Court in his letter dated 07.03.2019, has opined that :

> "it seems the persons who is looking after the legal files, are acted with an ulterior motive, to facilitate petitioner for getting unlawful gain had exhibited willful negligence and dereliction of duty and failed to maintain absolute integrity and lack of devotion in discharging their legitimate duties.
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> Hence, may initiate disciplinary action for not preferring the appeal in time and to make arrangements for the payment of compensation amount".

3. The Director General of Police, A.P., Mangalgiri has stated that, in accordance with the opinion of Govt. Pleader, Principal District Court, Major Punishment Roll vide was initiated against the above Sr. Asst. by the Superintendent of Police, Vizianagaram, vide his memorandum of charge C.No. 3550/A2/Major-PR/2019, Dt.12.07.2019 and finally the Superintendent of Police, Vizianagaram has requested to issue the Administrative Sanction for an amount of Rs.23,04,104/- to avoid attachment of properties. The total compensation amount to be deposited in the MVOP No.09/2012 is worked out as follows:-

1)	Granted Compensation Amount	: Rs.14,38,815-00
2)	Interest @ 7.5% PA. from 19.9.2011 to 12.7.2019 (8 years i.e., 1,07,911 X 8) (Added 2 months time for realization)	: Rs. 8,63,289-00
3)	The advocate fee was fixed	: Rs. 2,000-00
	Total	: Rs.23,04,104-00

Contd..2.

4. The Director General of Police, has therefore requested the Government to accord administrative sanction for an amounts of Rs. 23,04,104-00 (Twenty Three lakh four thousand one hundred and four rupees) towards compensation with interest in MVOP No. 09/2012 filed by Bongu Mohini Rajeswari W/o Late Bongu Shankar Reddy and others, Vizianagaram District to provide funds under the Head of A/c: 2055-Police. MH 109-District Police, SH (03) — District Police Force, 500-Other Charges/ 503 - Compensation (Charged), to avoid further legal complications.

5. Government after careful examination of the matter hereby accord administrative sanction for an amount of Rs.23,04,104/- (Rupees twenty three Lakh four thousand one hundred and four only) towards compensation including interest @ 7.5% and Rs.2,000/- being the Advocate fee of the petition awarded in MVOP No. 09/2012 filed by Smt. Bongu Mohini Rajeswari W/o Late Bongu Sankar Reddy as detailed below:

1) Granted Compensation Amount	: Rs.14,38,815-00
2) Interest @ 7.5% PA. from 19.9.2011 to 12.7.2019 (8 years i.e., 1,07,911 X 8) (Added 2 months time for realization)	: Rs. 8,63,289-00
3) The advocate fee was fixed	: Rs. 2,000-00
Total	: Rs.23,04,104-00

6. The expenditure sanctioned in para (5) above shall be debited to the Head of Account "2055 – Police, MH 109 – District Police, SH (03) – District Police Force, 500 Other Charges / 501 – Compensation (Non R&R) (Charged)" and shall initially be met by way of an advance from Contingency Fund.

7. The Director General of Police, Andhra Pradesh, Mangalagiri shall take necessary further action accordingly in the matter and submit necessary proposals in the prescribed format and filled in proforma under Rule-4 of APCF Rules for release of the amount from the Contingent Fund, immediately without delay to avoid further legal complications.

8. This order issues with the concurrence of the Finance (FMU, Home & Courts) Department vide their U.O.No.FMU0ASD(HCL)/226/2019 Dated 18-02-2020.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.M. KISHORE KUMAR, IPS.,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P. Mangalagiri.
The District Collector & Magistrate, Visakhapatnam.
The Accountant General, A.P. Hyderabad.
The Dy. Director of Treasuries and Accounts,
Viziayanagaram District.

Copy to:
The Superintendent of Police, Viziayanagaram.
The Finance(FMU, Home & Courts) Department.
The Law Department.
OSD to Hon'ble Minister (Home)
P.S. to Prl. Secretary to Government, Home Department.
SF/SCs.

//Forwarded :: By Order//

SECTION OFFICER